

# VORYS

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November 23, 2009

Renee' J. Jenkins, Secretary  
Public Utilities Commission of Ohio  
180 East Broad Street, 13<sup>th</sup> Floor  
Columbus, OH 43215-3793

Re: Time Warner Cable Information Services (Ohio), LLC/Telephone  
Service Company  
Case No. 09-1843-TP-NAG

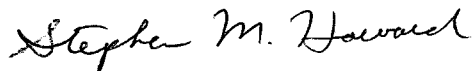
Dear Ms. Jenkins:

On November 20, 2009 I filed a cover letter, a Telecommunications Application Form, and an Agreement of Adoption between Telephone Service Company and Time Warner Cable Information Services (Ohio), LLC. It has been called to my attention that there was an error on the first page of the Telecommunications Application Form.

Would you please accept a copy of the attached page 1 of the Telecommunications Application Form for Case No. 09-1843-TP-NAG? Please accept this page as superseding the one that was filed on November 20. I apologize for any inconvenience.

Thank you in advance for your cooperation.

Sincerely yours,



Stephen M. Howard  
Attorneys for Time Warner Cable Information  
Services (Ohio), LLC

SMH/jaw  
Enclosure

cc: Carolyn S. Flahive, Esq. (w/encl.)  
Ms. Maribeth Bailey (w/encl.)

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician GA Date Processed 11/23/09

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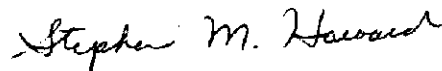
# VORYS

Legal Counsel

Renee' J. Jenkins, Secretary  
November 20, 2009  
Page 2

Thank you for your cooperation and assistance in this matter. Please feel free to contact me if you have any questions.

Sincerely yours,



Stephen M. Howard  
Attorneys for Time Warner Cable Information  
Services (Ohio), LLC

SMH/sl  
Attachments

cc: Carolyn S. Flahive, Esq. (w/att.)  
Ms. Maribeth Bailey (w/att.)

**The Public Utilities Commission of Ohio**  
**TELECOMMUNICATIONS APPLICATION FORM for ROUTINE PROCEEDINGS**  
(Effective: 01/18/2008)

In the Matter of the Application of Time Warner Cable )  
Information Services (Ohio), LLC )  
to Approve an Agreement of Adoption for the State of Ohio )  
with Telephone Service Company. )

TRF Docket No. 90-9278-TP-TRF

Case No. 09 - 1843 - **TP** - **NAG**

NOTE: Unless you have reserved a Case # or are filing a Contract, leave the "Case No" fields BLANK.

Name of Registrant(s) Time Warner Cable Information Services (Ohio), LLC

DBA(s) of Registrant(s) Time Warner Cable

Address of Registrant(s) 60 Columbus Circle, New York, NY 10023

Company Web Address www.timewarnercable.com

Regulatory Contact Person(s) Julie Laine

Phone (212)-364-8482 Fax (704)-973-6239

Regulatory Contact Person's Email Address julie.laine@twcable.com

Contact Person for Annual Report Julie Laine

Phone (212)-364-8482

Address (if different from above) \_\_\_\_\_

Consumer Contact Information Julie Laine

Phone (212)-364-8482

Address (if different from above) \_\_\_\_\_

Motion for protective order included with filing? ☐ Yes ☒ No

Motion for waiver(s) filed affecting this case? ☐ Yes ☒ No [Note: Waivers may toll any automatic timeframe.]

**Section I – Pursuant to Chapter 4901:11-6 OAC – Part I – Please indicate the Carrier Type and the reason for submitting this form by checking the boxes below. CMRS providers: Please see the bottom of Section II.**

NOTES: (1) For requirements for various applications, see the identified section of Ohio Administrative Code Section 4901 and/or the supplemental application form noted.

(2) Information regarding the number of copies required by the Commission may be obtained from the Commission's web site at [www.puco.ohio.gov](http://www.puco.ohio.gov) under the docketing information system section, by calling the docketing division at 614-466-4095, or by visiting the docketing division at the offices of the Commission.

<b>Carrier Type</b> <input type="checkbox"/> Other (explain below)	<input type="checkbox"/> ILEC	<input type="checkbox"/> CLEC	<input type="checkbox"/> CTS	<input type="checkbox"/> AOS/IOS
<b>Tier 1 Regulatory Treatment</b>				
Change Rates within approved Range	<input type="checkbox"/> TRF 1-6-04(B) (0 day Notice)	<input type="checkbox"/> TRF 1-6-04(B) (0 day Notice)		
New Service, expanded local calling area, correction of textual error	<input type="checkbox"/> ZTA 1-6-04(B) (0 day Notice)	<input type="checkbox"/> ZTA 1-6-04(B) (0 day Notice)		
Change Terms and Conditions, Introduce non-recurring service charges	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)		
Introduce or Increase Late Payment or Returned Check Charge	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)		
Business Contract	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)		
Withdrawal	<input type="checkbox"/> ATW 1-6-12(A) (Non-Auto)	<input type="checkbox"/> ATW 1-6-12(A) (Auto 30 days)		
Raise the Ceiling of a Rate	Not Applicable	<input type="checkbox"/> SLF 1-6-04(B) (Auto 30 days)		
<b>Tier 2 Regulatory Treatment</b>				
Residential - Introduce non-recurring service charges	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)		
Residential - Introduce New Tariffed Tier 2 Service(s)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	
Residential - Change Rates, Terms and Conditions, Promotions, or Withdrawal	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	
Residential - Tier 2 Service Contracts	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	
Commercial (Business) Contracts	Not Filed	Not Filed	Not Filed	
Business Services (see "Other" below)	Detariffed	Detariffed	Detariffed	
Residential & Business Toll Services (see "Other" below)	Detariffed	Detariffed	Detariffed	

## Section I – Part II – Certificate Status and Procedural

Certificate Status	ILEC	CLEC	CTS	AOS/IOS
Certification (See Supplemental ACE form)		<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)	<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)	<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)
Add Exchanges to Certificate	<input type="checkbox"/> ATA 1-6-09(C) (Auto 30 days)	<input type="checkbox"/> AAC 1-6-10(F) (0 day Notice)	CLECs must attach a current CLEC Exchange Listing Form	
Abandon all Services - With Customers	<input type="checkbox"/> ABN 1-6-11(A) (Non-Auto)	<input type="checkbox"/> ABN 1-6-11(A) (Auto 90 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)
Abandon all Services - Without Customers		<input type="checkbox"/> ABN 1-6-11(A) (Auto 30 days)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)
Change of Official Name (See below)	<input type="checkbox"/> ACN 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ACN 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Change in Ownership (See below)	<input type="checkbox"/> ACO 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ACO 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Merger (See below)	<input type="checkbox"/> AMT 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> AMT 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Transfer a Certificate (See below)	<input type="checkbox"/> ATC 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ATC 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Transaction for transfer or lease of property, plant or business (See below)	<input type="checkbox"/> ATR 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ATR 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
<b>Procedural</b>				
Designation of Process Agent(s)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)

## Section II – Carrier to Carrier (Pursuant to 4901:1-7), CMRS and Other

Carrier to Carrier	ILEC	CLEC		
Interconnection agreement, or amendment to an approved agreement	<input type="checkbox"/> NAG 1-7-07 (Auto 90 day)	<input checked="" type="checkbox"/> NAG 1-7-07 (Auto 90 day)		
Request for Arbitration	<input type="checkbox"/> ARB 1-7-08 (Non-Auto)	<input type="checkbox"/> ARB 1-7-08 (Non-Auto)		
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)		
Introduce or change access service pursuant to 07-464-TP-COI	<input type="checkbox"/> ATA (Auto 30 day)			
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC 1-7-04 or (Non-Auto) 1-7-05	<input type="checkbox"/> UNC 1-7-04 or (Non-Auto) 1-7-05		
Pole attachment changes in terms and conditions and price changes.	<input type="checkbox"/> UNC 1-7-23(B) (Non-Auto)	<input type="checkbox"/> UNC 1-7-05 (Non-Auto)		
<b>CMRS Providers</b> See 4901:1-6-15	<input type="checkbox"/> RCC [Registration & Change in Operations] (0 day)		<input type="checkbox"/> NAG [Interconnection Agreement or Amendment] (Auto 90 days)	
<b>Other*</b> (explain) _____				

\*NOTE: During the interim period between the effective date of the rules and an Applicant's Detariffing Filing, changes to existing business Tier 2 and all toll services, including the addition of new business Tier 2 and all new toll services, will be processed as 0-day TRF filings, and briefly described in the "Other" section above.

All Section I and II applications that result in a change to one or more tariff pages require, at a minimum, the following exhibits. Other exhibits may be required under the applicable rule(s). ACN, ACO, AMT, ATC, ATR and CIO applications see the 4901:1-6-14 Filing Requirements on the Commission's Web Page for a complete list of exhibits.

Exhibit	Description:
A	The tariff pages subject to the proposed change(s) as they exist before the change(s)
B	The Tariff pages subject to the proposed change(s), reflecting the change, with the change(s) marked in the right margin.
C	A short description of the nature of the change(s), the intent of the change(s), and the customers affected.
D	A copy of the notice provided to customers, along with an affidavit that the notice was provided according to the applicable rule(s).

Section III. – Attestation

Registrant hereby attests to its compliance with pertinent entries and orders issued by the Commission.

**AFFIDAVIT**

***Compliance with Commission Rules and Service Standards***

I am an officer/agent of the applicant corporation, \_\_\_\_\_, and am authorized to make this statement on its behalf.  
(Name)

I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) Pursuant to Chapter 4901:1-5 OAC for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, including the Minimum Telephone Service Standards, as modified and clarified from time to time, supersede any contradictory provisions in our tariff. We will fully comply with the rules of the state of Ohio and understand that noncompliance can result in various penalties, including the suspension of our certificate to operate within the state of Ohio.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on (Date) \_\_\_\_\_ at (Location) \_\_\_\_\_

\*(Signature and Title) \_\_\_\_\_

(Date) \_\_\_\_\_

- This affidavit is required for every tariff-affecting filing. It may be signed by counsel or an officer of the applicant, or an authorized agent of the applicant.

**VERIFICATION**

I, Stephen M. Howard

verify that I have utilized the Telecommunications Application Form for Routine Proceedings provided by the Commission and that all of the information submitted here, and all additional information submitted in connection with this case, is true and correct to the best of my knowledge.

\*(Signature and Title) Stephen M. Howard, Attorney

(Date) 11-20-2009

\_\_\_\_\_  
\*Verification is required for every filing. It may be signed by counsel or an officer of the applicant, or an authorized agent of the applicant.

***Send your completed Application Form, including all required attachments as well as the required number of copies, to:***

**Public Utilities Commission of Ohio  
Attention: Docketing Division  
180 East Broad Street, Columbus, OH 43215-3793**

***Or***

***Make such filing electronically as directed in Case No 06-900-AU-WVR***

## **AGREEMENT OF ADOPTION**

This Agreement of Adoption (the "Agreement"), dated 11/19/09, is entered into by and between Telephone Service Company ("TSC") and Time Warner Cable Information Services (Ohio), LLC d/b/a Time Warner Cable ("TWCIS (OH)"), pursuant to Sections 251 and 252 of the Telecommunications Act of 1996. TSC and TWCIS (OH) may be referred to individually as a "Party" and collectively as the "Parties").

**NOW THEREFORE**, the Parties agree as follows:

### **1. AGREEMENT OF ADOPTION**

By TWCIS (OH)'s countersignature below, TWCIS (OH) hereby adopts and agrees to be bound by the terms and conditions of the Agreement for Interconnection between Sprint Communications Company L.P. ("Sprint") and TSC effective September 30, 2008 (the "Adopted Agreement") as that agreement exists on the date hereof and as amended herein. The Adopted Agreement was approved by the Public Utilities Commission of Ohio (the "Commission") in Case No. 08-1157-TP-NAG.

As the terms and conditions of the Adopted Agreement are being adopted by TWCIS (OH) pursuant to Section 252(i) of the Act, TSC does not provide such terms and conditions to TWCIS (OH) as either a voluntary or negotiated agreement. TSC's performance of the Agreement does not in any way constitute a waiver by TSC of any position as to the Agreement or a portion thereof, nor does it constitute a waiver by TSC of all rights and remedies it may have to seek review of the Agreement, or to seek review in any way of any provisions included in the Agreement as a result of TWCIS (OH)'s adoption.

All services provided under this Agreement will be consistent with the decisions of the Federal Communications Commission, the Commission, and the courts having jurisdiction over this Agreement.

### **2. PARTIES:**

TWCIS (OH) is hereby substituted in the Adopted Agreement for Sprint Communications Company L.P. and/or Sprint and TSC shall remain as the other Party (the "ILEC") to the Adopted Agreement. Except as modified herein, the Agreement shall in all other respects reflect the same terms as the Adopted Agreement.

### **3. TERM:**

The Agreement will become effective upon execution of both Parties with the date of the second signature (the "Effective Date"), and, unless earlier terminated in accordance with its terms, will continue in force until September 30, 2010, which corresponds with the expiration of the Adopted Agreement. In accordance with the Adopted Agreement, the Agreement will automatically renew for successive one (1) year terms, unless either Party requests renegotiation or gives notice of termination at least one hundred twenty (120) days prior to the expiration of the initial or any renewal term or pursuant to Section 3.5 of the Interconnection Attachment of the Adopted Agreement. TWCIS (OH) shall file this Agreement with the Commission promptly upon receipt of the Agreement countersigned by TSC.

#### 4. NOTICES:

Except as otherwise provided, all notices or other communications hereunder shall be deemed to have been fully given when made in writing and delivered in person, or overnight courier, or deposited in the United States mail, postage prepaid, and addressed as follows:

To Telephone Service  
Company:

Telephone Service Company  
Attn: Lonnie D. Pedersen  
Chief Operating Officer  
2 Willipie Street  
P.O. Box 408  
Wapakoneta, OH 45895  
Telephone: 419-739-2227  
Facsimile: 419-739-2299  
Email: lonniep@bright.net

With copy:

Carolyn S. Flahive, Esq.  
Thompson Hine LLP  
41 South High Street  
Suite 1700  
Columbus, OH 43215-6101  
Telephone: 614-469-3294  
Facsimile: 614-469-3361  
Email: carolyn.flahive@thompsonhine.com

To TWCIS (OH):

Julie P. Laine  
Group Vice President & Chief Counsel, Regulatory  
Time Warner Cable  
60 Columbus Circle  
New York, New York 10023  
Telephone: 212-364-8482  
Facsimile: 704-973-6239  
Email: julie.laine@twcable.com

With copy:

Maribeth Bailey  
Senior Director, Interconnection Policy, Regulatory  
Time Warner Cable  
60 Columbus Circle  
New York, New York 10023  
Telephone: 212-364-8440  
Facsimile: 704-973-6222  
Email: Maribeth.bailey@twcable.com

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed by their duly respective authorized representative.

Telephone Service Company

Time Warner Cable Information Services (Ohio),  
LLC d/b/a Time Warner Cable

By: 

By: 

Name: Lonnie D. Pedersen

Name: Gerald D. Campbell

Title: Chief Operating Officer

Title: EVP, Commercial Services

Date: 11/7/09

Date: 11/19/09

622112.3